

Docket No.
283-300**Declaration and Power of Attorney for Patent Application**
English Language Declaration

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

AN OPTICAL READER HAVING A COLOR IMAGER

the specification of which

(check one)

☒ is attached hereto.

☐ was filed on July 13, 2001 as United States Application No. Not Assigned or PCT International Application Number _____ and was amended on _____.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, Section 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, Section 119(a)-(d) or Section 365(b) of any foreign application(s) for patent or inventor's certificate, or Section 365(a) of any PCT International Application which designated at least one country other than the United States, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate or PCT International Application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application(s)

Priority Not Claimed

_____ (Number)	_____ (Country)	_____ (Day/Month/Year Filed)	<input type="checkbox"/>
_____ (Number)	_____ (Country)	_____ (Day/Month/Year Filed)	<input type="checkbox"/>
_____ (Number)	_____ (Country)	_____ (Day/Month/Year Filed)	<input type="checkbox"/>

I hereby claim the benefit under 35 U.S.C. Section 119(e) of any United States Provisional Application(s) listed below:

_____	_____
(Application Serial No.)	(Filing Date)
_____	_____
(Application Serial No.)	(Filing Date)
_____	_____
(Application Serial No.)	(Filing Date)

I hereby claim the benefit under 35 U.S.C. Section 120 of any United States Application(s), or Section 365(c) of any PCT International Application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International Application in the manner provided by the first paragraph of 35 U.S.C. Section 112, I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, C.F.R. Section 1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application:

_____	_____	_____
(Application Serial No.)	(Filing Date)	(Status)
		(patented, pending, abandoned)
_____	_____	_____
(Application Serial No.)	(Filing Date)	(Status)
		(patented, pending, abandoned)
_____	_____	_____
(Application Serial No.)	(Filing Date)	(Status)
		(patented, pending, abandoned)

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

POWER OF ATTORNEY: As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.
(List names and Registration Number)

Thomas J. Wall, Reg. No. 24,280
Owen D. Marjama, Reg. No. 22,818
Peter J. Bilinski, Reg. No. 35,067
George S. Blasiak, Reg. No. 37,283
Edward C. Jason, Reg. No. 26,743
Christopher R. Pastel, Reg. No. 37,694
Robert E. Purcell, Reg. No. 28,532
Daniel P. Malley, Reg. No. 43,443

Send Correspondence to:

Daniel P. Malley, Esq.
WALL MARJAMA & BILINSKI
101 South Salina Street, Suite 400
Syracuse, NY 13202

Direct Telephone Calls to: (name and telephone number)

Daniel P. Malley, Esq., (315) 425-9000

Full name of sole or first inventor

Michael Ehrhart

Sole or first inventor's signature

Michael Ehrhart

8/13/01
Date

Residence

3711 Black Brant Drive
Liverpool, NY 13090

Citizenship

US

Post Office Address

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Liverpool, NY 13090

Full name of second inventor, if any

Andrew Longacre, Jr.

Second inventor's signature

Andrew Longacre, Jr.

8/16/01
Date

Residence

21 Leitch Avenue
Skaneateles, NY 13152

Citizenship

US

Post Office Address

21 Leitch Avenue
Skaneateles, NY 13152

ASSIGNMENT.

(1-8) Insert Name(s) of Inventor(s)

(1) Michael Ehrhart

(5)

(2) Andrew Longacre, Jr.

(6)

(3)

(7)

(4)

(8)

In consideration of the sum of dollar (\$1.00) and other good and valuable consideration paid to each of the undersigned, the undersigned agree(s) to assign, and hereby does assign, transfer and set over to

(9) Insert name of Assignee

(9) Welch Allyn Data Collection, Inc.

(10) Insert address of Assignee

(10) 4619 Jordan Road
Skaneateles Falls, NY 13153

(hereinafter designated as the Assignee) the entire right, title and interest for the United States, its territories, dependencies and possessions, in the invention, and all applications for patent and any Letters Patent which may be granted therefor, known as

(11) Insert Identification of Invention, such as Title, Case Number or Foreign Application Number

(11) AN OPTICAL READER HAVING A COLOR IMAGER
(Case No. 283-300)

for which the undersigned have executed an application for patent in the United States of America

(12) Insert Date of Signing of Application

(12) on July 13, 2001.

(13) Alternative identification

(13) U.S. Application(s) Serial Number(s) Not Assigned for filed application(s) filed July 13, 2001

1) The undersigned agree(s) to execute all papers necessary in connection with the application and any continuing or divisional applications thereof and also to execute separate assignments in connection with such applications as the Assignee may deem necessary or expedient.

2) The undersigned agree(s) to execute all papers necessary in connection with any interference which may be declared concerning this application or continuation or division thereof and to cooperate with the Assignee in every way possible in obtaining evidence and going forward with such interference.

3) The undersigned agree(s) to execute all papers and documents and perform any act which may be necessary in connection with claims or provisions of the International Convention for Protection of Industrial Property or similar agreements.

4) The undersigned agree(s) to perform all affirmative acts which may be necessary to obtain a grant of a valid United States patent to the Assignee.

5) The undersigned hereby authorize(s) and request(s) the Commissioner of Patents to issue any and all Letters Patents of the United States resulting from said application or any divisions or continuing applications thereof to the said Assignee, as Assignee of the entire interest, and hereby covenants that he has (they have) full right to convey the entire interest herein assigned, and that he has (they have) not executed and will not execute, any agreement in conflict herewith.

6) The undersigned hereby grant(s) Daniel P. Malley, Esq., of WALL MARJAMA & BILINSKI the power to insert on this assignment any further identification which may be necessary or desirable in order to comply with the rules of the United States Patent and Trademark Office recordation of this document.

In witness whereof, executed by the undersigned on the date(s) opposite the undersigned name(s).

Date 8/23/01 Signature Michael Ehrhart (SEAL)
Michael Ehrhart

Date 8/16/01 Signature Andrew Longacre, Jr. (SEAL)
Andrew Longacre, Jr.

Date _____ Signature _____ (SEAL)

Date _____ Signature _____ (SEAL)

Date _____ Signature _____ (SEAL)

Date _____ Signature _____ (SEAL)

Date _____ Signature _____ (SEAL)

Date _____ Signature _____ (SEAL)

This assignment should preferably be signed before: (a) a Notary Public if within the U.S.A. or (b) a U.S. Consul if outside the U.S.A. If neither, then it should be signed before at least two witnesses who also sign here:

Date 8/13/01; 8/16/01 Witness Elaine M. Oughterson

Date _____ Witness _____

ELAINE M. OUGHTERSON
Notary Public, State of New York
Qualified in Cayuga County
#4941112
Comm. Expires August 15th 2002